IN THE UNITED STATES DISTRICT COURT OF THE EASTERN DISTRICT OF TEXAS TEXARKANA DIVISION

| HORACE SMITH | § | |
|--|----------|---------------------------|
| VS. | § | CIVIL ACTION NO. 5:07cv74 |
| COMMISSIONER OF SOCIAL SECURITY ADMINISTRATION | § | |

FINAL JUDGMENT

Pursuant to the Memorandum Order adopting the Report and Recommendation of the United States Magistrate Judge filed in this matter, it is hereby

CONSIDERED, ORDERED, and ADJUDGED that the above-entitled and numbered Social Security action is **AFFIRMED**.

SIGNED this 7th day of October, 2008.

DAVID FOLSOM

UNITED STATES DISTRICT JUDGE